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OFFICE OF PETITIONS

In re Patent No. 6,555,145
Issue Date: April 29, 2003
Application No. 09/587,971
Filed: June 6, 2000
Attorney Docket No. 127924-00101

ON PETITION

This is a decision on the petition under 37 CFR 1.378(c), filed August 31, 2011, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

Any petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

This patent expired on April 29, 2011 for failure to pay the 7 ½ years maintenance fee. Since this petition was submitted within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the petition was timely filed under the provisions of 37 CFR 1.378(c).

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lack items (2) and (3) above.

The petition received on August 31, 2011 was not accompanied with the \$1240 payment of the 7 ½ years maintenance fee and the \$1640 surcharge. If reconsideration of this decision is desired, petitioner must submit \$3280 (\$1240 payment of the 7 ½ years maintenance fee; \$1640 surcharge; and \$400 petition for reconsideration under 37 CFR 1.378(e)).


Further correspondence with respect to this matter should be addressed as follows:

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